

**UNITED STATES DISTRICT COURT FOR  
THE NORTHERN DISTRICT OF WEST VIRGINIA  
WHEELING DIVISION**

MARK MCEVOY, et al., individually and  
on behalf of a proposed class,

Plaintiffs,

v.

CIVIL ACTION NO. 5:22-cv-171  
Honorable Judge John P. Bailey

DIVERSIFIED ENERGY COMPANY PLC,  
et al.,

Defendants.

**NOTICE OF INTENT TO SERVE SUBPOENA**

PLEASE TAKE NOTICE that pursuant to Rule 45(a) of the Federal Rules of Civil Procedure, Plaintiffs intend to serve a Subpoena upon KeyCorp, KeyBank, KeyBanc Capital Markets Inc., KeyBank National Association in the form attached hereto as Exhibit A on October 9, 2023, or as soon thereafter as service may be effectuated.

Dated: October 9, 2023

Respectfully submitted,

/s/ John W. Barrett

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**CERTIFICATE OF SERVICE**

I, John Barrett, certify that on October 9, 2023, a true and correct copy of *Notice of Intent to Serve Subpoena* was filed using CM/ECF, the Court's electronic notification system, which provided notice to all counsel of record.

/s/ John W. Barrett  
John W. Barrett, Esq. (WVSB No. 7289)